PATENT

IBM/116 (RO999-108) Confirmation No. 9216

## CERTIFICATE OF ELECTRONIC TRANSMISSION

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/Scott A. Stinebruner/

January 17, 2007

Scott A. Stinebruner, Reg. No. 38,323

Date

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Cary Lee Bates et al.

Art Unit: 2641

Application No.: 09/491,902

Examiner: Daniel Demelash Abebe

Filed:

January 27, 2000

For:

AUTOMATED DETECTION OF SPOKEN NUMBERS IN VOICE

**MESSAGES** 

## REQUEST FOR REFUND

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Director of the US Patent and Trademark Office
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Sir:

Applicant respectfully requests a refund of \$320.00 for an improper debit to Applicant's representatives' Deposit Account 23-3000 for fees for filing a brief in support of an appeal for the above-identified patent application. Applicant's representative recently discovered that the \$320.00 debit was applied by the Office on the December 14, 2006, and believe this fee may have been levied by the Office in connection with Applicants filing of the original Appeal Brief on April 14, 2003 or for a Reply Brief on January 22, 2004.

Applicants filed their Appeal Brief on April 14, 2003 and submitted the \$320.00 fee therefor via check #215669, dated April 4, 2003, the canceled check for which is attached. Furthermore, Applicants' representative received a telephone call from the Examiner on October 16, 2003 enquiring about the filing of this Appeal Brief. A copy of the Appeal Brief and a Communication regarding same that also included a copy of the

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Page 1 of 2 Application No. 09/491,902 Request for Refund dated January 17, 2007 IBM Docket RO999108 WH&E IBM/116 Document code: WFEE

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01/23/2007 ZJUHAR1 00000001 09491902 01 FC:1402 320.00 OP

Adjustment date: 01/22/2007 ZJUHAR1 12/14/2006 SJORDAN 00000001 233000 09491902 01 FC:1402 320.00 CR

Adjustment date: 01/23/2007 ZJUHAR1 05/06/2003 VTOMLER 00000004 09554361 -320.00 OP